

HOUSE BILL 2099
By Borchert

AN ACT to amend Tennessee Code Annotated, Section
62-18-124, relative to surveys of real property.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-18-124(d), is amended by deleting the subsection in its entirety and inserting the following language:

(d) A professional land surveyor, the professional land surveyor's agents, employees and personnel under the professional land surveyor's supervision shall make a reasonable effort to notify adjoining landowners upon whose land it is necessary to enter. A licensed land surveyor during the conduct of a boundary survey where there is discovered, or reasonably should have been discovered, any major apparent discrepancy as defined by the board between the deed descriptions of adjoiningers, evidence of use or possession not consistent with deed descriptions, or who otherwise has notice that there is an adverse claim across a boundary, shall notify the affected adjoiningers. Notice to nonresident or absentee owners shall be by mail to the current address used for mailing property tax notices. In cases in which the landowner does not reside on the property, reasonable effort shall mean notification by certified mail, return receipt requested.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.